

CITY OF GRAND JUNCTION, COLORADO MINUTES OF THE REGULAR MEETING OF
THE CITY COUNCIL

May 4, 1988

The City Council of the City of Grand Junction, Colorado, convened in regular session the 4th day of May, 1988, at 7:30 p.m. in the City/County Auditorium at City Hall. Those present were John Bennett, R.T. Mantlo, Bill McCurry, Paul Nelson, and President of the Council O.F. Ragsdale. Councilmembers LeRoy Kirkhart and Reford Theobald were absent. Also present were City Manager Mark Achen, City Attorney Dan Wilson, and City Clerk Neva Lockhart.

Council President Ragsdale called the meeting to order and led in the Pledge of Allegiance.

INVOCATION - Reverend Conley Shelander, Monument Baptist Church.

MINUTES

There being no corrections or additions to the minutes of the regular meeting April 20, 1988, they were approved as submitted.

PROCLAMATION DECLARING MAY 2-8, 1988, AS "PUBLIC SERVICE RECOGNITION WEEK"

RECOGNITION OF CITY EMPLOYEES OF THE MONTH (FIRST QUARTER, 1988)

Reva Stoddart - January, 1988
Douglas Holbrook - February, 1988
Greg Assenmacher - March, 1988

PROCLAMATION DECLARING MAY, 1988, AS "MENTAL HEALTH MONTH"

PROCLAMATION DECLARING MAY 16-22, 1988, AS "SALVATION ARMY WEEK"

PROCLAMATION DECLARING MAY 6, 1988, AS "NATIONAL NURSES' DAY"

PROCLAMATION DECLARING MAY 8-13, 1988, AS "NATIONAL NURSING HOME WEEK"

PRESIDENT OF THE COUNCIL RAGSDALE THANKS CITY COUNCIL AND THE CITIZENS OF GRAND JUNCTION FOR THE OPPORTUNITY OF SERVING AS MAYOR

JOHN W. BENNETT ELECTED PRESIDENT OF THE COUNCIL EX-OFFICIO MAYOR
- BILL MCCURRY ELECTED PRESIDENT OF THE COUNCIL PRO TEMPORE MAYOR
PRO TEMPORE - OATHS OF OFFICE ADMINISTERED

Upon motion by Councilman Mantlo, seconded by Councilman Nelson and carried, John W. Bennett was elected President of the Council Ex-Officio Mayor, and Bill McCurry was elected President of the Council Pro Tempore Ex-Officio Mayor Pro Tempore. The Oaths of Office were administered.

PRESIDENT OF THE COUNCIL BENNETT INTRODUCES HIS WIFE, BARBARA BENNETT

COUNCIL ASSIGNMENTS, 1988-1989

RESOLUTION NO. 11-88 DESIGNATING COUNCILMAN REFORD THEOBOLD REPRESENTATIVE AND R.T. MANTLO AS ALTERNATE TO THE CML POLICY COMMITTEE

The following Resolution was presented and read:

RESOLUTION NO. 11-88

APPOINTING COUNCIL REPRESENTATIVE TO THE COLORADO MUNICIPAL LEAGUE POLICY COMMITTEE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. That City Councilman Reford Theobold is appointed to the Colorado Municipal League Policy Committee.
2. That City Councilman R.T. Mantlo is designated as the alternate to Councilman Theobold on the Committee.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried by roll call vote, the Resolution was passed and adopted as read.

RESOLUTION NO. 12-88 DESIGNATING COUNCILMAN PAUL NELSON REPRESENTATIVE AND R.T. MANTLO AS ALTERNATE TO THE DOWNTOWN DEVELOPMENT AUTHORITY

The following Resolution was presented and read:

RESOLUTION NO. 12-88

APPOINTING COUNCIL REPRESENTATIVE TO THE GRAND JUNCTION, COLORADO DOWNTOWN DEVELOPMENT AUTHORITY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. That City Councilman Paul Nelson is appointed to the Board of Directors of the Grand Junction, Colorado, Downtown Development Authority.

2. That, as the by-laws of the Authority may permit, City Councilman R.T. Mantlo is designated as the alternate to Councilman Nelson on the Board.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried by roll call vote, the Resolution was passed and adopted as read.

RESOLUTION NO. 13-88 DESIGNATING COUNCILMAN R.T. MANTLO REPRESENTATIVE AND JOHN BENNETT AS ALTERNATE TO THE GRAND JUNCTION, COLORADO, HOUSING AUTHORITY

The following Resolution was presented and read:

RESOLUTION NO. 13-88

APPOINTING COUNCIL REPRESENTATIVE TO THE GRAND JUNCTION, COLORADO, HOUSING AUTHORITY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. That City Councilman R.T. Mantlo is appointed to the Board of Directors of the Grand Junction, Colorado, Housing Authority.

2. That, as the by-laws of the Authority may permit, City Councilman John W. Bennett is designated as the alternate to Councilman Mantlo on the Board.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried by roll call vote, the Resolution was passed and adopted as read.

RESOLUTION NO. 14-88 DESIGNATING COUNCILMAN REFORD THEOBOLD REPRESENTATIVE AND BILL MCCURRY AS ALTERNATE TO THE WALKER FIELD, COLORADO, PUBLIC AIRPORT

The following Resolution was presented and read:

RESOLUTION NO. 14-88

APPOINTING COUNCIL REPRESENTATIVE TO THE WALKER FIELD, COLORADO, PUBLIC AIRPORT AUTHORITY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. That City Councilman Reford Theobold is appointed to the Board of Directors of the Walker Field, Colorado, Public Airport Authority.

2. That, as the by-laws of the Authority may permit, City Councilman William McCurry is designated as the alternate to Councilman Theobold on the Board.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman McCurry, seconded by Councilman Ragsdale and carried by roll call vote, the Resolution was passed and adopted as read.

Liaison Assignments

Action in Mesa County - Mayor, alternate Mayor Pro-Tem

Associated Governments, NW Colorado - McCurry, alternate Kirkhart

Dominquez Reservoir Advisory Council - Kirkhart, McCurry

Mesa County Economic Development Council - Bennett, alternate Mantlo

Mesa County Energy Impact Team - Mantlo, alternate Bennett

Mesa County Overall Economic Development Program Advisory Committee - Bennett, Nelson

Mesa County Transportation Policy Advisory Committee - McCurry, alternate Kirkhart

Mesa County Uranium Mill Tailings Remedial Action Advisory Committee - Mantlo, Nelson

Parks Improvement Advisory Committee - Kirkhart, alternate Mantlo

AdHoc Committee Assignments

Capital Improvement Planning - Bennett, Kirkhart, Ragsdale

Mesa College Parking - Mantlo, Nelson, Theobald

Unified Valley Water System - Kirkhart, McCurry, Nelson

Upon motion by Councilman Ragsdale, seconded by Councilman Mantlo and carried, the appointments were accepted and approved.

BIDS - AWARD OF CONTRACTS

Curb, Gutter and Sidewalk Replacement, 1988 - Mays Concrete, Inc. - \$83,020.85

Upon motion by Councilman McCurry, seconded by Councilman Mantlo and carried, the contract for Curb, Gutter and Sidewalk Replacements for 1988 was awarded to Mays Concrete, Inc. in the amount of \$83,020.85, and the City Manager was authorized to sign said Contract.

Design, Contract Administration, and Inspection Services for the 1988 Sewer Extension Projects - Banner Associates, Inc. - \$31,700

Upon motion by Councilman Nelson, seconded by Councilman McCurry and carried, the contract for Design, Contract Administration, and Inspection Services for the 1988 Sewer Extension Projects was awarded to Banner Associates, Inc. in the amount of \$31,700, and the City Manager was authorized to sign said Contract.

ORDINANCES ON FINAL PASSAGE - PROOFS OF PUBLICATION

The Proofs of Publication on the following Ordinances proposed for final passage had been received and filed. Copies of the Ordinances proposed for final passage were submitted in writing to the City Council prior to the meeting.

ORDINANCE NO. 2382 - INCLUDING PROPERTY WITHIN THE BOUNDARIES OF THE GRAND JUNCTION, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY

Upon motion by Councilman Mantlo, seconded by Councilman Nelson and carried, the following entitled proposed ordinance was called up for final passage and read by title only: INCLUDING PROPERTY WITHIN THE BOUNDARIES OF THE GRAND JUNCTION, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY.

There were no comments. Upon motion by Councilman Nelson, seconded by Councilman Ragsdale and carried by roll call vote, the Ordinance was passed, adopted, numbered 2382, and ordered published.

ORDINANCE NO. 2383 - CONCERNING CEMETERIES OF THE CITY

Upon motion by Councilman Mantlo, seconded by Councilman Nelson and carried, the following entitled proposed ordinance was called up for final passage and read by title only: CONCERNING CEMETERIES OF THE CITY.

There were no comments. Upon motion by Councilman McCurry, seconded by Councilman Nelson and carried by roll call vote, the Ordinance was passed, adopted, numbered 2383, and ordered published.

ORDINANCE NO. 2384 - MAKING SUPPLEMENTAL APPROPRIATIONS TO THE BUDGET

Upon motion by Councilman Mantlo, seconded by Councilman Nelson and carried, the following entitled proposed ordinance was called up for final passage and read by title only: AN ORDINANCE MAKING SUPPLEMENTAL APPROPRIATIONS TO THE BUDGET OF THE CITY OF GRAND JUNCTION.

There were no comments. Upon motion by Councilman Mantlo, seconded by Councilman McCurry and carried by roll call vote, the Ordinance was passed, adopted, numbered 2384, and ordered published.

RESOLUTION NO. 15-88 ACCEPTING LAND DONATED TO THE CITY BY CLARICE HOTCHKISS, KATHRYN R. KNOCH (FOR COLORADO RIVERFRONT)

The following Resolution was presented and read:

RESOLUTION NO. 15-88

CONCERNING THE ACCEPTANCE OF LAND DONATED TO THE CITY OF GRAND JUNCTION BY CLARICE HOTCHKISS, KATHRYN R. KNOCH, INDIVIDUALLY, AND KATHRYN R. KNOCH AS THE SOLE SUCCESSOR IN INTEREST OF WILLIAM KNOCH

WHEREAS, Clarice Hotchkiss, Kathryn R. Knoch, individually, and Kathryn R. Knoch as the sole successor in interest of William Knoch, deceased, have donated to the City of Grand Junction,

Colorado, the following described land, to wit:

All that part of the following described land which lies between the right of way recorded in Book 805 Page 14 Mesa County Records and the Colorado River, to wit: That part of General Land Office Lot 1, Section 22, T1S, R1W, U.M., Mesa County, Colorado, lying in what would be NW4 NE4 of said Section 22 and North of a line running East and West 975 feet South of the North line of said Lot 1, except a right of way granted by deed recorded in Book 805 Page 14 of the Mesa County Records, with all its appurtenances,

and

WHEREAS, the City Council wishes to accept the above described land,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That the donated land be accepted by the City to be used, until further resolution by the City Council, as part of the Colorado River improvement program.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

Upon motion by Councilman Mantlo, seconded by Councilman McCurry and carried by roll call vote, the Resolution was passed and adopted as read.

INTER-GOVERNMENTAL AGREEMENT FOR COLLECTION OF SALES TAXES ON MOTOR VEHICLES

Upon motion by Councilman McCurry, seconded by Councilman Nelson and carried, the Inter-Governmental Agreement for Collection of Sales Taxes on Motor Vehicles was approved.

PETITION TO THE STATE OF COLORADO REGARDING HAZARDOUS MATERIALS ROUTE DESIGNATION

Upon motion by Councilman Nelson, seconded by Councilman McCurry and carried, the Petition to the State of Colorado Regarding Hazardous Materials Route Designation was approved.

CONTRACT WITH MESA COUNTY FOR THE 1988 BUILDING INSPECTION

SERVICES

Upon motion by Councilman Mantlo, seconded by Councilman McCurry and carried, the Contract with Mesa County for the 1988 Building Inspection Services was approved.

RESOLUTION NO. 16-88 PERMITTING VISION QUEST NATIONAL, LTD., WAGON TRAIN TO CAMP MAY 7 AND MAY 8, 1988, ON BLUE HERON PROPERTY OWNED BY THE CITY - AGREEMENT

The following Resolution was presented and read:

RESOLUTION NO. 16-88

PERMITTING TEMPORARY USE OF CITY PROPERTY

WHEREAS, VisionQuest National, Ltd., a for profit organization, is desirous of utilizing property owned by the City of Grand Junction, commonly known as the "Blue Heron Property," for camping purposes in conjunction with the VisionQuest "Wagon Train;" and

WHEREAS, the dates of the requested use are May 7th and 8th, 1988; and

WHEREAS, certain conditions are to be observed in connection with such use as set forth in the attached agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

That the City Manager is hereby authorized to enter into the attached Agreement granting temporary use of the Blue Heron Property to VisionQuest National, Ltd.

PASSED and ADOPTED this 4th day of May, 1988.

/s/ John W. Bennett

President of the Council

Attest:

/s/ Neva B. Lockhart, CMC

City Clerk

AGREEMENT

THIS AGREEMENT is entered into this 5th day of May, 1988, by and between the City of Grand Junction, Colorado, "CITY", and VisionQuest National, Ltd., "VISIONQUEST:"

Recitals

A. VisionQuest is desirous of utilizing property owned by City, commonly known as the "Blue Heron" property, "Property", for camping purposes in conjunction with the VisionQuest "Wagon Train."

B. City requires VisionQuest to observe certain conditions in connection with such use.

IT IS THEREFORE AGREED that VisionQuest is hereby authorized to use the Property as stated herein subject to the following conditions:

1. The period of use shall be May 7th and 8th, 1988.

2. VisionQuest for Itself, its agents, officers and invitees waives and foregoes any claim, cause of action or demand it may have against the City for injury to or destruction of assets of VisionQuest which may be lost, injured or destroyed as a result of the act of VisionQuest or any third person or corporation.

3. VisionQuest shall indemnify the City of Grand Junction and save it harmless from any and all claims or causes of action arising out of or in any way connected to VisionQuest's use, occupancy and operation of the Property.

4. At all times during the use of the Property, VisionQuest shall secure and maintain public liability and property damage insurance in an amount of not less than \$2,000,000.00 as to injuries to persons or property and death of persons. Such policy of insurance shall be delivered to the City Manager prior to occupancy or use of the Property and VisionQuest, prior to any use or occupancy of the Property, shall obtain the City Manager's approval thereof.

5. VisionQuest shall leave the Property in the same or better condition as existing, and shall remove all debris created in association with its use of the Property.

6. VisionQuest agrees that venue for any action arising out of its use of the City's Property shall be in Mesa County, Colorado.

7. The individual executing this agreement on behalf of VisionQuest agrees that such individual has the full power and authority to bind VisionQuest National, Ltd., and that in the event VisionQuest National, Ltd., is not bound to each and every term hereof, said individual shall be personally liable to the City of Grand Junction for each and every liability and promise made herein.

VisionQuest National, Ltd.

By:

Title

City of Grand Junction

By:

Title

Attest:

City Clerk

Upon motion by Councilman Ragsdale, seconded by Councilman McCurry and carried by roll call vote, the Resolution was passed and adopted as read.

REQUEST FOR CONSTRUCTION OF A PARK, NEW ROAD WITH CURBS AND GUTTERS, AND AN AREA FOR CHILDREN TO WAIT FOR SCHOOL BUS AT FIRST & PATTERSON

Joan Raser, 3343 Northridge Drive, questioned the future use of the area at 1st and Patterson. Mrs. Raser understood that the City has refused to accept this particular property for future park use, and that the entrance to Willowbrook will be closed and a road will be constructed over Ranchman's Ditch into Northridge Drive. She asked the City to consider accepting the park property if the Northridge Homeowners Association would agree to maintain the park. There are approximately 100 homeowners in the area. She asked that a new road with curb and gutter, a park area, and a place for the children to catch the bus be constructed all at the same time.

Council President Bennett assured Mrs. Raser that Council will look into the offer and get back to her with an answer.

PROPOSED LOCATION OF NEW COUNTY JAIL

Councilman Nelson stated that the DDA has recently been contacted by Mike Kelly, head of the Mesa County Jail Site Committee, who will announce the relocation of the jail site in the near future. Presently, the Committee is considering a location in the County rather than inside the City limits of Grand Junction. He encouraged a response from Council regarding its opinion.

ADJOURNMENT

The President of the Council adjourned the meeting.

Neva B. Lockhart

Neva B. Lockhart, CMC
City Clerk